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**From:** Carl Garvey [cgarvey@racertrust.org]  
**Sent:** 3/25/2020 4:15:57 PM  
**To:** Ludmer, Margo [ludmer.margo@epa.gov]; Doyle, James [Doyle.James@epa.gov]  
**CC:** Brendan Mullen [bmullen@racertrust.org]  
**Subject:** Clarification letter re OU-2 takeover // R2-NYSDEC Cooperative Agreement

Hi Jim and Margo: I hope you are holding up okay in the shelter-in-place world.

We are working with our litigator Alan Knauf (Knauf Shaw) on the sur-reply requested by Judge Hurd in the Ley Creek OU-2 contribution case. The sur-reply, which as you'll recall will be focused on the R2 takeover of the OU-2 lead, needs to be submitted on Monday, 3/30.

Toward that end, could you please send us a draft of the clarification letter from R2 to NYSDEC regarding the timing of the takeover by R2? Also, could you send us a copy of the 1993 Cooperative Agr't between R2 and NYSDEC, and any amendments thereto?

We think it will be helpful to refer to the Cooperative Agr't (assuming it's still an active Agr't) to show that there is some process for sharing SF Site responsibilities between the two agencies.

And finally, by any chance is there a separate & active agreement between R2 and NYSDEC on how the Onondaga Lake NPL Site is being managed between the agencies? If so, could you please also send us a copy of that?

Thanks. --Carl

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